

FORSELL, Peter
Application Serial No. 10/522,538

REMARKS

Reconsideration of this application is respectfully requested. To this end, petition is hereby made for a five-month extension of time to respond to the outstanding Office Action of September 25, 2009. The fee for this extension is being submitted with this paper. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.

Amendments to Claims

Claims 31-78 are pending in the application. Upon entry of this Amendment, pending claims 31-35, 37-40, 45, 46, 48, 51-53, 58-68, 75, 77 and 78 will be amended and new claims 79-93 will be added.

Response to Election/Restriction Requirement

In the outstanding Office Action, the Examiner subjected this application to an Election/Restriction Requirement, asserting that this application contains claims directed to more than one species of the generic invention, that these species lack unity of invention because they are not so linked as to form a single general inventive concept under PCT Rule 13.1, and that these species are as follows: device with aggressive fluid resistant coating; device with anti-friction coating; device with fatigue resistant layer; device with liquid impermeable coating; gas to improve flexibility; and device with cell barrier coating, and requiring Applicant to elect a single species for further examination in this application.

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In response to the election/restriction requirement in the outstanding Office Action, Applicant hereby elects for further examination in this application the species relating to the feature of a device with a fatigue resistant layer. Applicant contends that claims 31, 32 and 58-64 are readable on the elected species. Applicant also contends that claims 31 and 32 are generic.

If any issues remain with regard to the Election/Requirement, the Examiner is urged to contact the undersigned at the telephone number listed below.

The fee for the five month extension is being submitted with this paper. Nevertheless, the Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 14-1140.

Respectfully submitted,

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